

MICHAEL M. CRAIN  
State Bar No. 45083  
P. O. Box 3730  
Santa Monica, California 90408  
Telephone 310-571-3324  
Fax 310-626-9983  
E-mail: Michaelmcrain@aol.com

ROBERT D. BACON  
State Bar No. 73297  
484 Lake Park Avenue, PMB 110  
Oakland, California 94610  
Telephone 510-834-6219  
Fax 510-444-6861  
E-mail: bacon2254@aol.com

Attorneys for Petitioner Carpenter

UNITED STATES DISTRICT COURT FOR THE  
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO

DAVID J. CARPENTER,  
Petitioner,

vs.

ROBERT L. AYERS, Jr., Warden  
of San Quentin State Prison,  
Respondent.

No. C 98-2444 MMC &  
No. C 00-3706 MMC

**DEATH PENALTY CASES**

**STIPULATION TO EXTEND DUE DATE  
FOR RESPONSIVE STATEMENTS  
AND ORDER THEREON**

The Court's order of March 31, 2008 provides for responsive statements concerning procedures for competency evaluation to be filed within 15 days after the filing of the initial statements. The initial statements were filed on April 28, 2008, making the responsive statements due May 13, 2008. In light of attorney Michael M. Crain's anticipated work-related absence from the state from May 9 through 20, 2008, the parties stipulate pursuant to Local Rule 7-12 that the due date for both parties' responsive statements be extended from May 13, 2008, until **May 30, 2008**.

1 Pursuant to section X.B. of General Order No. 45, Robert D. Bacon, attorney for the  
2 petitioner, certifies that concurrence in the filing of this document has been obtained from Deputy  
3 Attorney General James William Bilderback II, attorney for the respondent.

4 Submitted May 2, 2008.

5 MICHAEL M. CRAIN

6 */s/ Robert D. Bacon*  
7 ROBERT D. BACON  
Attorneys for Petitioner

8 */s/ James William Bilderback II*  
9 JAMES WILLIAM BILDERBACK II  
10 Deputy Attorney General  
Attorney for Respondent

11  
12 PURSUANT TO STIPULATION, IT IS SO ORDERED. The due date for both parties'  
13 responsive statements concerning competency evaluation is extended from May 13, 2008, until **May**  
14 **30, 2008.**

15 Signed May 7, 2008.

16  
17   
18 MAXINE M. CHESNEY  
19 UNITED STATES DISTRICT JUDGE  
20  
21  
22  
23  
24  
25  
26  
27  
28